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**IN RE: NEW ENGLAND COMPOUNDING)
PHARMACY , INC. PRODUCTS LIABILITY)
LITIGATION)**

**) MDL No.: 1:13-MD-2419-RWZ
)**

THIS DOCUMENT RELATES TO:

**Case No. 1:14-cv-12941-RWZ)
*Patricia S. Brown, John D. Spicer and)
Jenae S. Patsell, Executors of the Estate)
of Louise B. Spicer deceased)***

2. The Statutory Beneficiaries have reached an independent agreement as to how the Settlement funds should be distributed after payment of costs, expenses and liens. That agreement is reflected in Exhibit 2 of the Petition (the "Agreement"), and is hereby confirmed. The Petitioners have received a final payment letter from the Centers For Medicare & Medicaid Services calculating that final lien amount at \$145.76 (the "Final Lien Amount").

3. The Tort Trustee is directed to pay the Medicare Lien from the settlement proceeds due to Petitioners. The Tort Trustee is thereafter directed to make full distribution of all funds payable under the Petitioner's claim directly to counsel for the Petitioner by check payable to counsel for Petitioners.

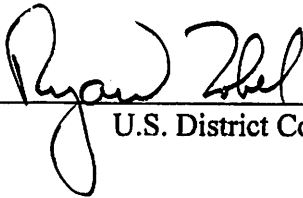
4. The net settlement recovery after payment of attorneys' fees, expenses, and the Final Lien Amount, should be distributed evenly among the Statutory Beneficiaries as follows:

- a. Patricia S. Brown - 33.3333 % (Net = \$156,654.83);
- b. John D. Spicer - 33.3333 % (Net = \$156,654.83);
- c. Jenae S. Patsell - 33.3333 % (Net = \$156,654.83).

5. Upon receipt of settlement funds pertaining to the Petitioner's claim, Counsel for Petitioner is directed to make payments to the Statutory Beneficiaries in the above amounts, after payment of costs, expenses and attorneys' fees as reflected in the Agreement. Counsel for Petitioners is directed to issue any future payments on additional settlement proceeds in accordance with the Agreement.

6. The Petitioner's lawsuits against any and all defendants in the settlement(s) are hereby DISMISSED WITH PREJUDICE, with all parties to bear their own costs and expenses.

ENTERED this 28th day of September 2016.



U.S. District Court Judge

We ask for this Order.

By: /s/ J. Scott Sexton
J. Scott Sexton (*pro hac vice*)
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